Serial No. 10/766,141 Attorney Docket No. 04-02 (444407-00030-C1)

Page 2

reservation of Applicant's right extends to the ongoing prosecution of this application and any related applications, as well as to any other legal action relating to this application, any related application and any patents issuing from the same. Applicant in fact traverses the rejections, but submits the Terminal Disclaimer in order to expedite prosecution in this application.

In light of the foregoing, Applicant respectfully requests that a timely Notice of Allowance be issued in this case. The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or to credit any overpayment to Deposit Account 20-0809. Prompt and favorable examination is requested.

Respectfully submitted,

Rv

y C. Metzcar

Reg. No. 52,027

Dated: December 19, 2006

THOMPSON HINE LLP P.O. Box 8801 Dayton, Ohio 45401-8801 Telephone (937) 443-6841 Facsimile: (937) 443-6805

460918.1